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7 Attorneys for Defendant City and County
8 of San Francisco

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11

12 WILLIAM SETZLER,

13 Plaintiff,

14 v.

15 CITY AND COUNTY OF SAN
16 FRANCISCO, a municipal corporation and
DOES ONE through TEN, inclusive

17 Defendants.
18

Case No. 07-CV-05792-SI

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF DEFENDANT'S MOTION
TO DISMISS FAC, MOTION TO STRIKE
& MOTION FOR PROTECTIVE ORDER**

DATE: May 30, 2008

TIME: 9:00 a.m.

DEPT: Courtroom 10

19 TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

20 Pursuant to Federal Rules of Evidence 201, Defendant City and County of San Francisco
21 ("CCSF") requests that this Court take judicial notice of the following documents as set forth
22 below. The Court may properly consider matters of public record, including reports, legislative
23 actions and reports of administrative bodies. *Mack v. South Bay Beer Distributors, Inc.*, 789
24 F.2d 1270, 1283 (9th Cir. 1986). Moreover, the Court may take notice of judicial proceedings in
25 other courts if they have a direct relation to the matters at issue in the proceeding. *United States*
26 *v. Robinson Rancheria Citizens Council*, 971 F.2d 244, 248 (9th Cir. 1992). Accordingly,
27 judicial notice is requested of the following:
28

1. Exhibit A: Statement of Decision Denying Plaintiff's Motion to Grant Writ Petition;
2. Exhibit B: Judgment Denying Plaintiff's Writ Petition;
3. Exhibit C: Notice of Entry of Judgment Denying Plaintiff's Writ Petition;
4. Exhibit D: Memorandum of Understanding Between CCSF and the Deputy Sheriffs' Association dated July 1, 2005 to June 30, 2009;
5. Exhibit E: CCSF Civil Service Commission Rule 117;
6. Exhibit F: Judgment Denying Writ of Mandate dated August 25, 1998;
7. Exhibit G: Statement of Decision Denying Writ of Mandate dated August 25, 1998;
8. Exhibit H: Decision by California Court of Appeal First Appellate District in Setzler v. Retirement Board of the City and County of San Francisco;
9. Exhibit I: Transcript for Plaintiff's Motion for a New Trial from October 22, 1998;
10. Exhibit J: San Francisco Ordinance No. 12-08; and
11. Exhibit K: San Francisco Civil Service Appeal Procedure.

DATED: April 25, 2008

MEYERS, NAVE, RIBACK, SILVER & WILSON

By: /s/ Jesse J. Lad
Jesse J. Lad
Attorneys for Defendant

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